

Assembly Constitutional Amendment

No. 21

Introduced by Assembly Member Charles Calderon

April 1, 2009

Assembly Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 4 of Article XVIII thereof, relating to initiatives.

LEGISLATIVE COUNSEL'S DIGEST

ACA 21, as introduced, Charles Calderon. Initiatives: constitutional amendments.

The California Constitution gives voters, through the initiative, the power to propose statutes and constitutional amendments and to adopt or reject them. Any proposed initiative measure submitted to the voters becomes effective if it is approved by a majority of votes cast.

This measure would instead require that an amendment to the Constitution proposed by an initiative measure, including any statutory provisions that also are contained in that initiative measure, be approved by $\frac{2}{3}$ of votes cast.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

1 *Resolved by the Assembly, the Senate concurring,* That the
2 Legislature of the State of California at its 2009–10 Regular
3 Session commencing on the first day of December 2008, two-thirds
4 of the membership of each house concurring, hereby proposes to
5 the people of the State of California that the Constitution of the
6 State be amended as follows:

1 That Section 4 of Article XVIII thereof is amended to read:
2 SEC. 4. ~~A proposed~~ An amendment or revision *proposed by*
3 *the Legislature* shall be submitted to the electors and, if approved
4 by a majority of votes thereon, takes effect the day after the election
5 unless the measure provides otherwise. *Notwithstanding*
6 *subdivision (a) of Section 10 of Article II, an amendment proposed*
7 *by an initiative measure, including any statutory provisions that*
8 *also are contained in that initiative measure, shall be submitted*
9 *to the electors and, if approved by two-thirds of votes thereon,*
10 *takes effect the day after the election unless the measure provides*
11 *otherwise.* If provisions of ~~2~~ two or more measures approved at
12 the same election conflict, those of the measure receiving the
13 highest affirmative vote shall prevail.